

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

2. Authorization for this examiner's amendment was given in a telephone interview with Craig J. Arnold on 01/07/2010.

3. The application has been amended as follows:

In the Abstract, please condense the two paragraphs to a single paragraph.

DETAILED ACTION

4. The Amendment and IDS filed by Applicant on 09/18/2009 have been entered.

5. Claim 1-29 has been canceled.

6. New claims 30-72 have been added.

Response to Amendment/Arguments

7. Applicant's amendment and arguments filed on 09/18/2009 have been fully considered and they are found persuasive.

8. The rejection of claims 1-29 under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention is withdrawn.

9. The rejection of claims 1-6, 13-15, 18-20, 23-25 and 27-29 under 35 U.S.C. 101 because the claimed recitation of a use, without setting forth any steps involved in the process, results in an improper definition of a process, i.e., results in a claim which is not a proper process claim under 35 U.S.C. 101 is withdrawn.

Allowable Subject Matter/Reasons for Allowance

10. Claims 30-72 are allowed.

11. The following is an examiner's statement of reasons for allowance: The closest prior art located or identified by the Examiner is Toru et al., JP 10030010 (hereinafter "Toru") &

Akira, JP 2000229233 (hereinafter "Akira"). Toru and Akira each teach another PEG modified chains and grafted ethylene monomers. However, the polymer compositions are not directed to a gloss activator or an alkoxy or hydroxyl polyalkylene glycol function, which is different from an ether functionalized PEG.

12. As of the date of this Notice of Allowability, the Examiner has not located or identified any reference that can be used singularly or in combination with another reference including Toru & Akira to render the present invention anticipated or obvious to one of ordinary skill in the art.

13. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

14. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Robert D. Harlan whose telephone number is (571) 272-1102. The examiner can normally be reached on Mon-Thu, 10 AM - 8 PM.

15. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David W. Wu can be reached on (571) 273-1114. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

16. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Robert D. Harlan/
Primary Examiner
Art Unit 1796

rdh